

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF MISSISSIPPI
3 SOUTHERN DIVISION
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7 ALLEN DOUGLAS HALE, III PLAINTIFF

8 VS. CIVIL ACTION NO. 1:16CV113-LG-RHW

9 CITY OF BILOXI, MISSISSIPPI;
10 KENNETH GARNER, Individually;
11 DARREN LEA, Individually; and
12 JOHN AND JANE DOES 1-10, Individually DEFENDANTS

13 **DEPOSITION OF ALLEN DOUGLAS HALE III**

14 Taken at Smith & Holder, 2209 23rd Avenue,
15 Gulfport, Mississippi, on November 11, 2016,
16 beginning at 1:39 p.m.
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21

22 **REPORTED BY:**

23 Elizabeth Bost Simpson, RDR, RMR, CRR
24 MS CCR 1293 LA CCR 2014020
25 2100 18th Street
Gulfport, Mississippi 39501
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2:55:34PM1 confer with him on that.

2 MR. ROS: Absolutely.

3 (OFF RECORD)

4 BY MR. ROS:

3:08:57PM5 Q. All right. Mr. Hale, I want to take you

6 now to --

7 MR. SMITH: Well -- and as a preliminary

8 matter before we go there, if you'd like to

9 re-ask questions relating to Mr. Hale's

3:09:11PM10 knowledge of there being outstanding legal

11 process for him, i.e., whether he knew he had

12 a warrant out for his arrest and things to

13 that effect, he will not assert his Fifth

14 Amendment right in that context, but

3:09:31PM15 anything -- any kind of questioning

16 pertaining to the elements of the offense for

17 which the warrant was issued, he will

18 maintain his Fifth Amendment objection to

19 that.

3:09:47PM20 BY MR. ROS:

21 Q. Then with that said, I will ask you

22 this: When did you first learn that there was a

23 warrant out for your arrest?

24 A. I did not know I had a warrant for my

3:09:57PM25 arrest.

3:26:53PM1 Q. Can't pull it back and look out?
2 A. No. It's a solid blind. And I ain't
3 going to lie to you. I'm too damn lazy after
4 roofing all day.

3:27:03PM5 Q. Did you hear anything suggesting anybody
6 was outside your RV?
7 A. No. I had the TV on. I was watching
8 cartoons.
9 Q. I'm sorry.

3:27:10PM10 A. Had the TV on, was watching cartoons.
11 Q. What cartoons were you watching?
12 A. I don't know.
13 Q. What cable -- do you have cable at the
14 RV?

3:27:18PM15 A. I want to say it was Family Guy or might
16 have been American Dad. It was one of them stupid
17 cartoons.
18 Q. When is the first time you actually
19 heard or saw anybody associated with Biloxi PD?

3:27:30PM20 A. When they opened my mom's door.
21 Q. And what did they say?
22 A. They was telling me to come outside or
23 something. I was like -- I said, What's going on?
24 What did I do to y'all?

3:27:41PM25 Q. Did they announce that they were Biloxi